In the High Court of Punjab and Haryana, Chandigarh

C.W.P. No. 9951 of 2005

Date of Decision: 31.8.2006

Ajmer Singh

…Petitioner

Versus

State of Haryana and others

…Respondents

CORAM: HON'BLE MR. JUSTICE M.M. KUMAR

HON'BLE MR. JUSTICE M.M.S. BEDI

PRESENT: None for the petitioner.

Mr. Harish Rathee, Sr. DAG, Haryana,
for the respondents.

JUDGMENT

M.M. KUMAR, J. (Oral)

The petitioner has challenged the orders dated 15.5.2004 (P-5) and 21.6.2005 (P-7). By the first order the services of the petitioner has been retrenched and by the second order the District Forest Officer, Morni-Pinjore Forest Division, Pinjore, has tried to correct his error by calculating the retrenchment compensation of Rs. 3,927/-. We are of the view that the proper remedy for the petitioner would be to seek a reference to the Labour Court by raising an industrial dispute. The aforementioned orders could more properly be challenged before the Labour Court by seeking a reference, as has been held by a Full Bench of this Court in the case of **Manohar Lal v. State of Punjab, 1983 PLR 666**.

In view of above, we dispose of the instant petition relegating the petitioner to approach the Labour Court.

(M.M. KUMAR)
JUDGE

(M.M.S. BEDI)
JUDGE

August 31, 2006

Pkapoor